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**CITY OF TEMPE  
REQUEST FOR COUNCIL ACTION**

**Council Meeting Date: 12/13/2012  
Agenda Item: 5D3**

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**ACTION:** Second and final public hearing to adopt an ordinance abandoning part of an existing public utility easement and part of an existing non-vehicular access easement as recorded on the plat of Southern Palms Unit Three, Docket 193, Page 33, office of the Maricopa County Recorder. (Ordinance No. 2012.54)

**FISCAL IMPACT:** N/A

**RECOMMENDATION:** Adopt Ordinance No. 2012.54.

**BACKGROUND INFORMATION:** The Arizona Department of Transportation abandoned a portion of the US 60, Superstition Highway right-of-way to the adjacent property owners by quitclaim deed on December 26, 2003. At that time a public utility easement and a non-vehicular access easement were left in place as originally recorded by the plat. The owners of the adjacent properties are now requesting abandonment of the easements that bisect their properties. The City has determined that these easements are no longer required.

**ATTACHMENTS:** Ordinance and exhibit.

**STAFF CONTACT(S):** Andy Goh , Deputy Public Works Director , (480) 350-8896

Department Director: Don Bessler, Public Works Department Director  
Legal review by: Cynthia McCoy, Assistant City Attorney  
Prepared by: Ken Olmstead, Right-of-Way Management Coordinator